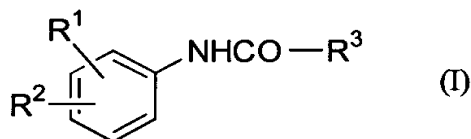


AMENDMENTS TO THE CLAIMS

Please amend the claims as follows:

Claim 1 (Currently Amended) ~~An amide~~ A compound of the formula (I):



wherein

A2
R¹ is an N-containing heterocyclic group selected from an imidazolyl, a triazolyl, a pyridyl, a pyridazinyl, a pyrimidinyl, and a pyrazinyl group, each of which may be substituted with one or more lower alkyl groups a 4-(lower) alkyl-imidazol-1-yl or a 4,5-di(lower) alkyl-imidazol-1-yl group,

R² is a hydrogen atom or a lower alkyl group, and

R³ is a phenyl group substituted with thienyl or halophenyl; a thienyl group substituted with thienyl, phenyl or halophenyl; a pyrrolyl group substituted with phenyl; a thiazolyl group substituted with phenyl; an indolyl group substituted with lower alkyl and/or halo(lower)alkyl; a fluorenyl group; or a carbazolyl group,

provided that

(1) ~~the imidazolyl group for R¹ is substituted with one or more alkyl groups, when R³ is a phenyl group substituted thienyl; an indolyl group substituted with lower alkyl; or carbazolyl group,~~

(2) ~~the imidazolyl group for R¹ is substituted with two lower alkyl groups, when R³ is a phenyl group substituted with halophenyl, or~~

(3) ~~R¹ is pyridyl, pyridazinyl, pyrimidinyl, pyrazinyl, a 4-(lower alkyl) imidazol-1-yl or a 4,5-di(lower alkyl) imidazol-1-yl group, when R³ is fluorenyl group,~~

or ~~its~~ pharmaceutically acceptable salt salts thereof.

Claim 2 (Canceled).

Claim 3 (New) A pharmaceutical composition, which has 5-HT antagonism activity, comprising a compound of claim 1 or its non-toxic pharmaceutically acceptable salt together with pharmaceutical carrier.

A² Claim 4 (New): The compound of formula (I) of claim 1, wherein the compound is in the form of a pharmaceutically acceptable salt.

Claim 5 (New): The compound of formula (I) of claim 4, wherein the compound is in the form of a salt of an inorganic base, a salt of an organic base, an inorganic addition salt, an organic carboxylic or sulfonic salt, a salt of a basic or acidic amino acid, or mixtures thereof.

Claim 6 (New): The compound of formula (I) of claim 5, wherein the compound is in the form of a salt of an alkali metal or a salt of an alkaline earth metal.

Claim 7 (New): The compound of formula (I) of claim 5, wherein the compound is in the form of a triethylamine salt, a pyridine salt, a picoline salt, an ethanolamine salt, a triethanolamine salt, a dicyclohexylamine salt, or an N,N'-dibenzylethylenediamine salt.

Claim 8 (New): The compound of formula (I) of claim 5, wherein the compound is in the form of a hydrochloride salt, a hydrobromide salt, a hydriodide salt, a sulfate salt, or a phosphate salt.

Claim 9 (New): The compound of formula (I) of claim 5, wherein the compound is in the form of a formate salt, an acetate salt, a trifluoroacetate salt, a maleate salt, a tartrate salt, a methanesulfonate salt, a benzenesulfonate salt, or a p-toluenesulfonate salt.

Claim 10 (New): The compound of formula (I) of claim 5, wherein the compound is in the form of an arginine salt, a aspartate salt, or a glutamate salt.

A²
Claim 11 (New): The compound of formula (I) of claim 1, wherein R¹ is a lower alkyl group having 1 to 6 carbon atoms.

Claim 12 (New): The compound of formula (I) of claim 1, wherein R¹ is a lower alkyl group having 1 to 4 carbon atoms.

Claim 13 (New): The compound of formula (I) of claim 1, wherein R¹ is a lower alkyl group selected from the group consisting of methyl, ethyl, propyl, isopropyl, butyl, t-butyl, pentyl and hexyl.

Claim 14 (New): The pharmaceutical composition of claim 3, wherein the pharmaceutical composition is in the form of a tablet, granule, powder, capsule, solution, suspension, syrup, emulsion or lemonade.

Claim 15 (New): The pharmaceutical composition of claim 3, further comprising additional substances selected from the group consisting of a stabilizing agent, a wetting agent, lactose, citric acid, tartaric acid, stearic acid, magnesium stearate, terra alba, sucrose,

Application No. 10/088,088
Reply to Office Action of May 27, 2003

corn starch, talc, gelatin, agar, pectin, peanut oil, olive oil, cacao butter, ethylene glycol and combinations thereof.

A²

Claim 16 (New): The pharmaceutical composition of claim 3, wherein the amount of the compound of formula (I) is 0.05 to 100 mg.
